

**IN THE CLAIMS:**

Please amend the claims as follows:

1. (Original) A content delivery system for delivering content over a network, comprising:
  - a subscriber serving apparatus serving a user;
  - a delivery server for delivering content; and
  - a billing server for billing for the delivery of the content, wherein the subscriber serving apparatus includes monitoring means for monitoring a data stream being delivered from the delivery server to the user, and the billing server includes judging means for judging whether to bill or not bill the user based on delivery quality of the monitored data stream, and bills the user based on the result of the judgment made by the judging means.
2. (Original) A content delivery system for delivering content over a network, comprising:
  - a subscriber serving apparatus serving a user;
  - a delivery server for delivering content; and
  - a billing server for billing for the delivery of the content, where the subscriber serving apparatus includes monitoring means for monitoring a data stream being delivered from the delivery server to the user, and judging means for judging whether to bill or not bill the user based on delivery quality of the monitored data stream, and the billing server bills the user based on the result of the judgment made by the judging means.
3. (Currently Amended) A content delivery system as claimed in claim 1 ~~or 2~~, wherein the delivery server includes means for identifying the subscriber serving apparatus serving the user that originated a delivery request, and for sending information specifying the user and the data stream to be monitored to the subscriber serving apparatus, and the subscriber serving apparatus, based on the information received from the delivery server, identifies the user and the data stream to be monitored by the monitoring means.
4. (Currently Amended) A content delivery system as claimed in claim 1 ~~or 2~~, further comprising a management apparatus for accepting a delivery request from the user, wherein

the management apparatus includes means for identifying the subscriber serving apparatus serving the user that originated the delivery request, and for sending' information specifying the user and the data stream to be monitored to the subscriber serving apparatus, and

the subscriber serving apparatus, based on the information received from the management apparatus, identifies the user and the data stream to be monitored by the monitoring means.

5. (Currently Amended) A content delivery system as claimed in ~~any one of claims 1 to 4~~ wherein the judging means includes a billing judgment table for setting billing parameter, and determines the amount of billing to be charged to the user, based on the result of the judgment of the delivery quality of the monitored data stream and the billing Remarks